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JUN 23 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Eckhard Alt
Application No.:	09/735401
Filed:	December 12, 2000
For:	Tubular Stent with Oval Struts
Examiner:	Michael Thaler
Group Art Unit:	3731
Firm Docket No.:	S63.2N-11056-US03

DATE: June 23, 2006TIME: 9:39 a.m. FACSIMILE NO.: 571-273-8300TOTAL NUMBER OF PAGES (including transmittal letter): 3

FACSIMILE TRANSMITTAL LETTER

Following please find a(n) 2 page Notice of Appeal; and 1 page Facsimile Transmittal Letter.

With respect to fees: No additional fee is believed to be required
 Charge Deposit Account No. 22-0350 in the amount of \$500.00 (Notice of Appeal)
 Charge any fee deficiency to our Deposit Account No. 22-0350

Conditional Petition

If any extension of time for the accompanying response is required or if a petition for any other matter is required, applicant requests that this be considered a petition therefore.

If any additional fees associated with this communication are required and have not otherwise been paid, please charge the additional fees to Deposit Account No. 22-0350. Please credit overpayment associated with this communication to the Deposit Account No. 22-0350.

Respectfully submitted,
VIDAS, ARRETT & STEINKRAUS

Date: June 23, 2006

By: Brendan Babcock
Brendan C. Babcock
Registration No.: 50705

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Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 571-273-8300, on June 23, 2006.

Signature: Heidi J. Steiner
Heidi J. Steiner

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Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Docket No.: S63.2N-11056-US03

NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant hereby appeals to the Board of Patent Appeals and
Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$500.00.

- Applicant claims small entity status. See 37 CFR 1.27.
- A check in the amount of the fee is enclosed.
- Payment by credit card. Form PTO-2038 is attached.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 22-0350.
- A Petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.
- CONDITIONAL PETITION FOR EXTENSION OF TIME**

In the event a petition for extension of time is required and has not otherwise been requested or in the event the period specified is incorrect please consider this a petition for the appropriate extension therefore.

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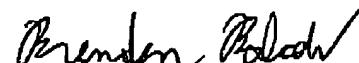
01 FC:1401, 500.00 DA

I am the attorney or agent of record.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Date: June 23, 2006

By: 
Brendan C. Babcock
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